

REMARKS

Claims 1-10 are pending in this application. Claims 3-6, 9 and 10 stand withdrawn.

By this Amendment, claim 1 is amended to recite additional features disclosed in the specification. Support for the amended claim can be found, at least, in Fig. 1 and paragraphs [0041] and [0074]-[0076] of the specification. No new matter is added.

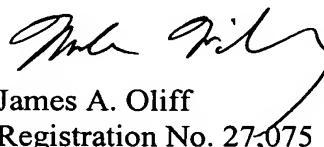
The Office Action rejects claims 1, 2, 7 and 8 under either 35 U.S.C. §102(b), 35 U.S.C. §102(e), or 35 U.S.C. §103(a) over U.S. Patent No. 6,991,870 to Yasumoto et al. ("Yasumoto"). These rejections are respectfully traversed.

Claim 1, as amended, now recites "a first gas diffusion layer formed on the first electron collection layer" and "a second gas diffusion layer formed on the second reaction layer." Yasumoto does not disclose or suggest both a gas diffusion layer and an electron collection layer. As such, Yasumoto does not disclose or suggest every feature of claim 1. Accordingly, withdrawal of the rejections of claim 1, and claims 2, 7 and 8 depending therefrom, is respectfully requested.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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JAO:MKW/jfb

Attachment:

Request for Continued Examination
Petition for Extension of Time

Date: April 28, 2008

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